

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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WEDIL DAVID,

1:18-CV-05414 (RA)

Plaintiff,

-against-

**THE WEINSTEIN COMPANY, LLC, THE
WEINSTEIN COMPANY HOLDINGS, LLC,
HARVEY WEINSTEIN, AND ROBERT
WEINSTEIN,**

Defendants.

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**NOTICE OF OBJECTION TO MAGISTRATE JUDGE KEVIN FOX'S
MAY 8, 2020 AND FEBRUARY 12, 2020 ORDERS PURSUANT TO F.R.C.P. RULE 72(A)**

The Defendant Harvey Weinstein (hereinafter “Mr. Weinstein”) hereby gives Notice of Objection pursuant to F.R.C.P. Rule 72(a) of Magistrate Judge Kevin Nathaniel Fox’s May 8, 2020 and February 12, 2020 Orders holding that Mr. Weinstein may not assert objections to Plaintiff’s December 23, 2019 document demands and interrogatories. The bases for the objections are more fully set forth in the accompanying Memorandum of Law, and summarized as follows: On February 12, 2020, during Mr. Weinstein’s criminal trial, Judge Fox entered an Order holding that Mr. Weinstein has waived his right to assert objections to Plaintiff’s December 23, 2019 document demands and interrogatories. This was due to an inadvertent error of Mr. Weinstein’s prior defense counsel in this matter which caused him to fail to timely respond to the aforementioned discovery demands. Further, on May 8, 2020, Judge Fox refused to reconsider his February 12, 2020, Order, notwithstanding that Plaintiff had not been in any way prejudiced by this delay; that the error by counsel was inadvertent; and that Mr. Weinstein faces extreme prejudice from Judge Fox’s drastic and harsh sanction stripping Mr. Weinstein of the ability to assert objections, including those based

To: All Counsel of Record (via ECF)